

CITY OF HOUSTON

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October 9, 2014
(revised)

Mr. David Askanase
Trustee
c/o Hughes Watters Askanase
333 Clay, 29th Floor
Houston, TX 77002-2571

Re: Application for Sewer Service
Estimated Costs

Dear Mr. Askanase:

This revised letter shall clarify the Application for Wastewater Services that you submitted for 4904 Griggs Rd., Houston, Texas 77021. The services requested are for the use of U.S. Environmental Protection Agency (EPA) while they conduct cleanup operations to protect public health and the environment which will also benefit the CES Environmental Services, Inc. Chapter 7 Estate.

First, the City has agreed to waive any security deposit for as long as the site remains subject to the Bankruptcy Court's jurisdiction.

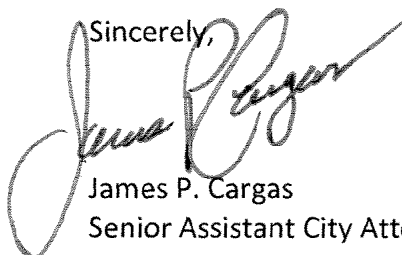
Second, the City understands that any payment as an Administrative Expense will be subject to the Bankruptcy Court's approval. We anticipate allowing the charges to accrue during EPA's activities and then, once service is disconnected, seeking Court approval for a lump sum payment of all accrued charges, which the Trustee will support as an Administrative Expense, provided such charges are reasonably congruent with the \$16,746 estimated charges (see below). The Estate will receive monthly invoices allowing it to track the actual costs as they occur but will not be charged late fees or be subject to interruption of service due to non-payment.

Third, you have requested an estimate of the charges. To the extent possible, EPA has estimated the total disposal volumes to be approximately 3,000,000 gallons. Assuming EPA uses a standard 2 inch meter and concludes its operations in 6 months, the total charges should be \$16,746 as detailed in the below table.


	Basic Charge	Estimated Volume* (1,000 gals)	Volume Charge (\$5.56 per thousand gals)	Total
Oct. 2014	\$ 10.99	500	\$ 2,780.00	\$ 2,790.99
Nov. 2014	\$ 10.99	500	\$ 2,780.00	\$ 2,790.99
Dec. 2014	\$ 10.99	500	\$ 2,780.00	\$ 2,790.99
Jan. 2015	\$ 10.99	500	\$ 2,780.00	\$ 2,790.99
Feb. 2015	\$ 10.99	500	\$ 2,780.00	\$ 2,790.99
Mar. 2015	\$ 10.99	500	\$ 2,780.00	\$ 2,790.99
	\$ 65.94	3,000	\$ 16,680.00	\$ 16,745.94

* EPA states the volume of rainfall received is unpredictable and could be more or less than the estimated amounts indicated above.

If this is also your understanding, please countersign below.

Sincerely,

 James P. Cargas
 Senior Assistant City Attorney

Agreed to as stated above.


 David Askanase, Trustee
 CES Environmental Services, Inc.

The estimates provided above are
 reasonable and accurate.

 Gary Moore, On-Site Coordinator
 US Environmental Protection Agency
 Region 6



CITY OF HOUSTON

Application for Water/Wastewater Services

This application is for Residential, Multi-Family, Commercial, Government and Church customers requesting to initiate a new water service account (s) or establish additional service. Please complete all blanks. Incomplete forms may delay the application process or result in the denial of service.

NO APPLICATION WILL BE TAKEN IN THE NAME OF LESSEE OR TENANT ON MULTI-FAMILY/MULTI UNIT ACCOUNTS

I. General Information:

Select the account type you wish to establish: Single Family Residential ☐ Government ☐ Commercial ☒
Church/Non Profit ☐ Multi-Family ☐

If Multi-Family Units, please indicate the number of apartments/units: _____

Today's Date: 10/8/2014 Date of Deed or Lease: _____ Request Date for Service: As Soon As Available

Name on Deed or Lease (Name on Account): CES Environmental Serv CH-7

Federal Tax ID No.: 76-0592985 SS No.: _____

State Tax ID No.: _____ State Issued: _____

Driver's License No.: _____ State Issued: _____

Service Address: 4904 Griggs Rd. City: Houston State: TX Zip+4: 77021

Day Phone: None Evening Phone: None Fax Number: None

Cell Phone: None

E-mail Address: None

Name of Owner/Landlord: CES Environmental Serv. Inc. CH-7

Address: 4904 Griggs Rd. City: Houston State: TX Zip+4: 77021

Day Phone: _____

E-mail Address: None

Gated properties require Security Gate Pass Code: _____

Is there a fire line associated with this account? Yes ☐ No ☒

If yes, select the type of fire line: Metered ☐ Unmetered ☐

Are there additional meters associated with this service address? Yes ☐ No ☐ If yes, list additional meters below.

Service Address	Account Number
4904 Griggs Rd.	0920-2370-1144
4904 Griggs Rd.	5010-0030-2023
4904 1/2 Griggs Rd.	0920-2375-1107

See also Section V
on page 3

Do you have other water accounts with the City of Houston? Yes ☒ No ☐

If yes, please list additional service address(s) under Section V.

II. Mailing Address: (If different from service address)

Attention: Hughes Watters Askanase, D Kokenes Phone Number: 713-328-2874

Address: 333 Clay, 29th Floor City: Houston State: TX Zip+4: 77002-2571

III. Authorized Payment Agent: Provide copy of management agreement with application.

Company or Contact Name: David Askanase, Trustee

Address: 333 Clay, 29th Floor **City:** Houston **State:** TX **Zip+4:** 77002-2571

Day Phone: 713-759-0818 **Fax No.:** 713-759-6834 **Cell Phone:** _____

Email Address: daskanase@hwa.com

IV. Property/Business Type: Property Type/Property Information.

Please check any of the following as it relates to the business type or property:

Church: ☐ **Non-Profit, per IRC Section 501 (c) (3)** ☐

Please note, depending on the type of account a recorded deed will be required to establish water service.

Commercial:

- One Unit ☐
- Two Units ☐
- Three or More ☐
- Strip Center ☐
- Shopping Center ☐
- Hotel/Motel ☐
- Bank Building ☐
- Restaurant/Bakery ☐
- Industrial Laundry ☐
- Laundromat ☐
- Plater ☐
- Mortuary ☐
- Car Wash ☐

Commercial Property ☒

Multi-Family:

- Two Units ☐
- Three Units ☐
- Four Units ☐
- Condo/Townhouse ☐
- Apartments ☐
- Trailer Park ☐

Governmental:

- County Government ☐
- State Government ☐
- Federal Government ☐
- City Government ☐

Educational:

- Private School ☐
- Private College ☐
- Public School ☐
- Public College ☐

Business Types:

General Partnership

DBA: Yes ☐ No ☐

DBA Name: _____

Ltd. Partnership ☐

EIN#

General Partner's Name: _____

Partnership/Joint Venture ☐

EIN#

General Partner's Name: _____

LLC ☐

EIN#

General Partner's Name: _____

Sole Proprietor/DBA ☐

SS#

Owner's Name: _____

Corporation ☐

EIN#

Home Owner's Association Name: _____ Articles of Incorporation required.

V. Additional City of Houston Accounts:

Service Address

4900 Griggs Rd.

Account Number

0920-2360-1401

5910 Wayland St.

0920-2310-1220

See also Section I
on page 2

VI. Confidentiality/Acknowledgement:

Public Information Awareness: Information we receive may be considered public information, which is subject to disclosure under Texas law. If you would like your records kept confidential, please check here: ☐

PLEASE READ BEFORE SIGNING

I understand that the City of Houston shall have the right to terminate water/wastewater service if any of the information supplied is determined to be false or untrue. In addition, I understand and agree that the City of Houston, through its authorized employees, shall have access to its equipment at all reasonable times for the purpose of reading meters and inspection/testing, repairing/replacing any equipment which is the property of the City of Houston. If such equipment is located where an electronic security system is required, the City of Houston shall be supplied the security pass code for access to property. I understand all accounts are subject to being backed billed according to the execution date of the deed or the commencement date of the lease and a fee of \$30.00 will be applied. In addition, I understand that I am responsible for all minimum bills regardless if the water is used or not. I understand water service maybe terminated if the required security deposit and/or monthly bills are unpaid. I understand in accordance to City of Houston Code of Ordinance 47-39, if I no longer desire water service to be furnished to said property as noted by this application request, it is my responsibility to notify the department at least two days prior to the time I desire premises to be disconnected. I understand it is my responsibility to notify the department of any changes regarding my contact information such as: Mailing address, telephone number(s) or e-mail address.

The City will allow the charges to accrue during the EPA's activities and then, once service is disconnected, the City will seek Bankruptcy Court approval for a lump sum of payment of all accrued charges, which the Trustee will support as an Administrative Expense provided such charges are reasonably congruent with the \$16,746 estimated charges. The Estate will receive monthly invoices allowing it to track the actual charges as they occur but will not be charged late fees or be subject to interruption of service due to non-payment.

By signing below, I acknowledge that I am the authorized business representative and it is my responsibility to establish water/wastewater service with the City of Houston and all information is true and correct. I agree to comply with all Water Customer Service Policies and Ordinances as governed by the City of Houston Water and Sewer Code of Ordinances Chapter 47 Sections 1-10(1), as they currently read or updated and revised by City Council.

I am the: Owner ☐ Agent ☒ Tenant ☐

David Askanase

Printed Name

Trustee

Title

Applicant's Signature

Date

10-15-14

FOR OFFICE USE ONLY

For WCS Office Use Only

Primary Account No.: _____

Tax ID Verified: Yes ☐ No ☐

State: _____

Good Standing: Yes ☐ No ☐

Amount of Deposit: _____ Deposit Paid: Yes ☐ No ☐

Payment Type: Cash ☐ Check ☐

Surety Bond: ☐ Surety Bond/Bank No.: _____ Letter of Credit: ☐ LOC No.: _____

1/3 Payment Amount: _____ Paid 1/3: Yes ☐ No ☐ 2/3 Balance Amount: _____

Backdate: Yes ☐ No ☐ If yes, _____ period to _____ period. Amount: _____

All accounts associated with this connect have been verified: Yes ☐ No ☐

Is TU & Code correct on all accounts for application? Yes ☐ No ☐ If no, FWO issued / Correct TU: _____

Employee Initials: _____

Supervisor Initials: _____